IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 22539 of 2001

03.08.2005

Between:

Dr.D.Rameshwar Rao & others

..... PETITIONERS

AND

The Chairman, Hyderabad Urban Development Authority & others

.....RESPONDENTS

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION No. 22539 of 2001

O R D E R:

The petitioners filed this writ petition questioning the impugned proceedings of the first respondent dated 20.10.2001, whereunder the first respondent (HUDA) cancelled and withdrawn the building regularization granted in favour of the petitioners in view of the orders of this Court in W.P.No. 2315 of 1999.

The grievance of the petitioners is that the first respondent without giving any notice or affording any opportunity of being heard, straight away passed the impugned proceedings.

A perusal of the impugned proceedings would go to show that the first respondent without issuing any notice and affording any opportunity of being heard passed the impugned proceedings. The first respondent ought to have followed the principles of natural justice before passing the impugned

proceedings. Hence, the impugned proceedings suffer from serious legal infirmities so as to call for interference of this Court and are liable to be set aside.

Accordingly, the impugned proceedings are set aside and the writ petition is allowed. However, the respondents are at liberty to proceed in the matter after issuing a prior notice to the petitioners and giving an opportunity of being heard to the petitioners in accordance with law. No costs.

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03.08.2005

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